

UNITED STATES DISTRICT COURT

for the
Southern District of TexasBEVERLY TUCKER
v.
MASSACHUSETTS MUTUAL LIFE
INSURANCE COMPANY)
)
)
)
)

Case No.: 2:17-CV-060

BILL OF COSTS

Judgment having been entered in the above entitled action on 10/03/2018 against Plaintiff Beverly Tucker,
Date
the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ <u>400.00</u>
Fees for service of summons and subpoena	<u>0.00</u>
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case	<u>556.45</u>
Fees and disbursements for printing	<u>0.00</u>
Fees for witnesses (<i>itemize on page two</i>)	<u>0.00</u>
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case.	<u> </u>
Docket fees under 28 U.S.C. 1923	<u> </u>
Costs as shown on Mandate of Court of Appeals	<u> </u>
Compensation of court-appointed experts	<u> </u>
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	<u> </u>
Other costs (<i>please itemize</i>)	<u> </u>
TOTAL	\$ <u>956.45</u>

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:

☐

Electronic service

☒

First class mail, postage prepaid

☐

Other: _____

s/ Attorney: Amanda SotakName of Attorney: Amanda Sotak, Figari + Davenport, LLPFor: Defendant Massachusetts Mutual Life Insurance Company*Name of Claiming Party*Date: 10/04/2018

Taxation of Costs

Costs are taxed in the amount of _____ and included in the judgment.

By: _____

*Clerk of Court**Deputy Clerk**Date*

Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)							
NAME , CITY AND STATE OF RESIDENCE	ATTENDANCE		SUBSISTENCE		MILEAGE		Total Cost Each Witness
	Days	Total Cost	Days	Total Cost	Miles	Total Cost	
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
					TOTAL		\$0.00

NOTICE

Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:
“Sec. 1924. Verification of bill of costs.”
“Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed.”

See also Section 1920 of Title 28, which reads in part as follows:
“A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree.”

The Federal Rules of Civil Procedure contain the following provisions:
RULE 54(d)(1)
Costs Other than Attorneys’ Fees.
Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney’s fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day’s notice. On motion served within the next 7 days, the court may review the clerk’s action.

RULE 6
(d) Additional Time After Certain Kinds of Service.
When a party may or must act within a specified time after service and service is made under Rule5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)
Cost or Fee Awards:
Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney’s fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

**SCHEDULE OF FEES FOR THE COURT REPORTER
FOR ALL OR ANY PART OF THE TRANSCRIPT
NECESSARILY OBTAINED FOR USE IN THE CASE**

DEPOSITIONS UPON ORAL EXAMINATION*

DEPONENT	DATE TAKEN	ORIG.	COPY	COST
Beverly Tucker	4/3/18	X		\$556.45
TOTAL:				\$556.45

*See Invoice Attached.

INVOICE

Amber D. Reece
Figari & Davenport, LLP
901 Main Street, Ste. 3400
Dallas, TX 75202

Invoice No.	Invoice Date	Job No.
482327	4/13/2018	356551
Job Date	Case No.	
4/3/2018	2:17-CV60	
Case Name		
Beverly Tucker vs. Massachusetts Mutual Life Insurance Company		
Payment Terms		
Due upon receipt		

ORIGINAL AND 1 COPY OF TRANSCRIPT OF:

Beverly Tucker

556.45

TOTAL DUE >>>

\$556.45

AFTER 5/13/2018 PAY

\$564.80

INVOICE (S) DUE UPON RECEIPT AND IS NOT CONTINGENT UPON YOUR CLIENT'S PAYMENT.

ANY QUESTIONS ABOUT BILLING SHOULD BE RAISED WITHIN 15 DAYS OF RECEIPT OF INVOICE OTHERWISE THE BILLING WILL BE DEEMED ACCEPTED AS PRESENTED AND PAID IN FULL.

VISIT WWW.LEXITASLEGAL.COM/BILL-PAY TO MAKE A PAYMENT

WE APPRECIATE YOUR BUSINESS.

Tax ID: 46-4363191

Please detach bottom portion and return with payment.

Amber D. Reece
Figari & Davenport, LLP
901 Main Street, Ste. 3400
Dallas, TX 75202

Job No. : 356551 BU ID : COR-R
Case No. : 2:17-CV60
Case Name : Beverly Tucker vs. Massachusetts Mutual Life Insurance Company
Invoice No. : 482327 Invoice Date : 4/13/2018
Total Due : \$556.45
AFTER 5/13/2018 PAY \$564.80

Remit To: **Lexitas (formerly DepoTexas, Inc.)**
P.O. Box 4227
Houston, TX 77210-4227

PAYMENT WITH CREDIT CARD



Cardholder's Name: _____
Card Number: _____
Exp. Date: _____ Phone#: _____
Billing Address: _____
Zip: _____ Card Security Code: _____
Amount to Charge: _____
Cardholder's Signature: _____
Email: _____